

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )  
                                )  
vs.                         )  
                               )  
LANCE GIBBONS,            )  
                               )  
Defendant.                )  
                               )

**8:11CR235**

**ORDER**

This matter is before the court on the government's motion to continue trial [26] due to the fact that counsel will be out of the country. The defendant has no objection. The court finds good cause being shown and the trial will be continued.

**IT IS ORDERED** that the motion to continue trial is granted, as follows:

1. The jury trial now set for September 20, 2011 is continued to **October 4, 2011**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **September 20, 2011 and October 4, 2011**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

**DATED September 9, 2011.**

**BY THE COURT:**

**s/ F.A. Gossett  
United States Magistrate Judge**